

Serial No.: 09/180,340

Confirmation No.: 6674

Filed: 20 August 1999

For: STABLE RECOMBINANT YEASTS FOR FERMENTING XYLOSE TO ETHANOL

Remarks

Claims 1-13, 19-27, and 31 have been canceled without prejudice, and claims 28, 29, and 34 have been amended. The pending claims are claims 14-18, 28-30, and 32-34. Claims 1-13, 19-27, and 31 are canceled to decrease the number of issues presented for review in the concurrently filed Appeal Brief. Applicants reserve the right to pursue the subject matter of the canceled claims in a continuing application.

Claim 28 has been amended to correct a clerical error by deleting "section" and replacing it with "selection." The amendment of claim 28 adopts a suggestion made by the Examiner in the Final Office Action dated October 2, 2003.

Claims 28, 29, and 34 have been amended to correct the antecedent basis of the term "target yeast cell."

No additional search or examination is necessitated by the amendment, nor is any substantial amount of additional work required on the part of the Patent Office or the Examiner. It is Appellant's understanding that since this Amendment cancels claims, adopts a suggestion by the Examiner (claim 28), and requires only cursory review by the Examiner (claims 28, 29, and 34), compliance with the requirement of a showing under 37 C.F.R. § 1.116 is not required. M.P.E.P. §1207.

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Summary

Entry of the amendments detailed herein is respectfully requested. The Examiner is invited to contact Applicants' Representatives, at the below-listed telephone number, if it is believed that prosecution of this application may be assisted thereby.

Respectfully submitted for
Purdue Research Foundation

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CERTIFICATE UNDER 37 CFR §1.10:

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The undersigned hereby certifies that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents

Mail Stop Appeal Brief - Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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